



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JESUS VARGAS,

07 Civ. 2911 (PAC)

Plaintiff,

-against-

**STIPULATION AND  
ORDER OF DISMISSAL**

FEDERAL EXPRESS, INC.

Defendant.  
-----X

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys of record for the parties to the above entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above entitled action be, and the same hereby is discontinued with prejudice without costs to either party as against the other.

IT IS FURTHER STIPULATED AND AGREED, that this Stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York  
September 24, 2007

DON A. CARLOS, ESQ.

By: 

Lloyd Katz (LK-8498)  
Attorney for Plaintiff  
352 Seventh Avenue  
Suite 1500  
New York, New York 10001

ANTHONY W. ECKERT III, ESQ.

By: 

Anthony W. Eckert III (AWE-7949)  
Attorney for Defendants  
555 Fifth Avenue, 15th Floor  
New York, NY 10017  
(212) 922-0450

SO ORDERED OCT 12 2007

  
U.S.D.J.

**ANTHONY W. ECKERT III, ESQ.**

555 FIFTH AVENUE  
15<sup>TH</sup> FLOOR  
NEW YORK, NEW YORK 10017  
TELEPHONE (212) 922-0450  
FACSIMILE (212) 922-0530  
aeckert@awelaw.com

October 11, 2007

**Via Electronic Filing**

Honorable Paul A. Crotty  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

**Re: Jesus Vargas v. Federal Express Corp., et al.**  
**07 Civ. 02911 (PAC)**  
**Our File No.: 724.16040**

Dear Honorable Sir:

We are the attorneys for defendants in this matter. Enclosed is the executed Stipulation and Order of Dismissal. If the stipulation meets with your approval, please so order it and have your clerk file same with the court. Please also have your clerk provide the parties with a so ordered copy.

Thank you for your attention to this matter.

Respectfully submitted,

ANTHONY W. ECKERT III, ESQ.

BY: 

Anthony W. Eckert III (AWE -7949)

cc: Don A. Carlos, Esq.